

PILLSBURY WINTHROP SHAW PITTMAN LLP
VERNON H. GRANNEMAN #83532
DIANNE L. SWEENEY #187198
JULIA S. FERGUSON #216102
2475 Hanover Street
Palo Alto, CA 94304-1114
Telephone: (650) 233-4500
Facsimile: (650) 233-4545

E-filed 7/27/05

6 Attorneys for Plaintiff
CISCO SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

12 CISCO SYSTEMS, INC.,) No. C02-01862 JF
13 Plaintiff,)
14 vs.)
15 ROBERT S. GORDON,)
16 Defendant.)
17 _____)
18 UNITED STATES OF AMERICA,) No. C 02-2130 JF
19 Plaintiff,)
20 vs.)
21 REAL PROPERTY AT)
22 1) 7900 BALD EAGLE DRIVE,)
PARK CITY, UTAH; AND)
23 2) 7871 REDTAIL COURT,)
PARK CITY, UTAH,)
24 Defendant.)
25)

1 It is hereby stipulated by and between the parties to the foregoing two above-captioned
 2 matters ("Related Matters"), through their respective counsel as follows:

3 1) All parties to the above cases are generally awaiting resolution of the appeal of this
 4 Court's criminal restitution order against Robert S. Gordon, *United States of America v. Robert S.*
 5 *Gordon*, case number CR 01 2007 JF, before proceeding with the issues in the Related Matters.

6 2) The criminal restitution hearing was completed on May 27, 2003 and Gordon filed
 7 a notice of appeal shortly thereafter. Gordon's appeal was briefed before the United States Court
 8 of Appeals for the Ninth Circuit, Case No. 03-10322, and was argued and submitted on July 15,
 9 2004 at San Francisco, California. The Ninth Circuit filed its Opinion on December 30, 2004,
 10 affirming in part and reversing in part the Amended Judgment of the District Court and
 11 remanding the case for further proceedings consistent with the Opinion.

12 3) Following publication of the Ninth Circuit's Opinion, Gordon filed a Motion to
 13 Extend time to File a Petition for Rehearing En Banc until February 3, 2005. That motion was
 14 granted and on February 3, 2005, Appellant Gordon filed his Petition for Rehearing and
 15 Rehearing En Banc. That petition was denied on March 2, 2005. Gordon has filed a Petition for
 16 Certiorari with the United States Supreme Court and has agreed to extend the Government's time
 17 to respond to that Petition until August 8, 2005.

18 4) Since the finality of the criminal restitution judgment will likely modify the scope
 19 of the civil litigation, all parties request that the Court continue the Case Management
 20 Conferences in the Related Matters, currently set for July 29, 2005 at 10:30 a.m. to the next
 21 convenient date for the Court.

22 Dated: July 26, 2005.

PILLSBURY WINTHROP SHAW PITTMAN LLP
 23 VERNON H. GRANNEMAN
 DIANNE L. SWEENEY
 JULIA S. FERGUSON
 24 2475 Hanover Street
 Palo Alto, CA 94304-1114

26 By _____ /s/
 27

VERNON H. GRANNEMAN
 Attorneys for Plaintiff
 CISCO SYSTEMS, INC.
 C 02-01862 JF

1 Dated: July 26, 2005.

PAUL SIGELMAN
433 N. Camden, Suite 970
Beverly Hills, CA 90210

3

4

5

By _____ /s/
PAUL SIGELMAN
Attorney for Defendant
ROBERT S. GORDON
C 02-01862 JF

6

7

Dated: July 26, 2005.

KEVIN V. RYAN
STEPHANIE HINDS
450 Golden Gate Avenue
Box 36055
San Francisco, CA 94102

8

9

10

11

12

13

14

15

I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Paul Sigelman and Stephanie Hinds.

16

17

18

19

20

21

22

Dated: July 26, 2005 By _____ /s/
Vernon H. Granneman
Attorneys for Plaintiff
CISCO SYSTEMS, INC.

23

24

25

26

27

28

ORDER

IT IS HEREBY ORDERED that the Case Management Conferences in the above captioned matters are set for 11/18/05 at 10:30 a.m.

Dated: 7/27/05

/s/electronic signature authorized

The Honorable Jeremy Fogel
United States District Judge